



Billing Code 3410-10

DEPARTMENT OF AGRICULTURE

Foreign Agricultural Service

WTO Agricultural Quantity-Based Safeguard Trigger Levels

AGENCY: Foreign Agricultural Service, U.S. Department of Agriculture.

ACTION: Notice of product coverage and trigger levels for safeguard measures provided for in the World Trade Organization (WTO) Agreement on Agriculture.

SUMMARY: This notice lists the updated quantity-based trigger levels for products which may be subject to additional import duties under the safeguard provisions of the WTO Agreement on Agriculture. This notice also includes the relevant period applicable for the trigger levels on each of the listed products.

DATES: [INSERT DATE OF PUBLICATION IN *FEDERAL REGISTER*].

ADDRESSES: Safeguard Staff, Import Policies and Export Reporting Division, Office of Trade Programs, Foreign Agricultural Service, U.S. Department of Agriculture, Stop 1020, 1400 Independence Avenue, SW, Washington, DC 20250-1020

FOR FURTHER INFORMATION CONTACT: Souleymane Diaby, (202) 720-2916, Souleymane.Diaby@fas.usda.gov.

SUPPLEMENTARY INFORMATION: Article 5 of the WTO Agreement on Agriculture provides that additional import duties may be imposed on imports of products subject to tariffication as a result of the Uruguay Round, if certain conditions are met. The agreement permits additional duties to be charged if the price of an individual shipment of imported products falls below the average price for similar goods imported during the years 1986-88 by a specified percentage. It also permits additional duties when the

volume of imports of that product exceeds the sum of (1) a base trigger level multiplied by the average of the last three years of available import data and (2) the change in yearly consumption in the most recent year for which data are available (provided that the final trigger level is not less than 105 percent of the three-year import average). The base trigger level is set at 105, 110, or 125 percent of the three-year import average, depending on the percentage of domestic consumption that is represented by imports. These additional duties may not be imposed on quantities for which minimum or current access commitments were made during the Uruguay Round negotiations, and only one type of safeguard, price or quantity, may be applied at any given time to an article.

Section 405 of the Uruguay Round Agreements Act requires that the President cause to be published in the Federal Register information regarding the price and quantity safeguards, including the quantity trigger levels, which must be updated annually based upon import levels during the most recent 3 years. The President delegated this duty to the Secretary of Agriculture in Presidential Proclamation No. 6763, dated December 23, 1994, 60 FR 1007 (Jan. 4, 1995). The Secretary of Agriculture further delegated this duty, which lies with the Administrator of the Foreign Agricultural Service (7 CFR 2.[601](#)(a)(42)). The Annex to this notice contains the updated quantity trigger levels, consistent with the provisions of Article 5.

Additional information on the products subject to safeguards and the additional duties which may apply can be found in subchapter IV of Chapter 99 of the Harmonized Tariff Schedule of the United States (2019) and in the Secretary of Agriculture's Notice of Uruguay Round Agricultural Safeguard Trigger Levels, published in the Federal Register at 60 FR 427 (Jan. 4, 1995).

Notice: As provided in Section 405 of the Uruguay Round Agreements Act, consistent with Article 5 of the WTO Agreement on Agriculture, the safeguard quantity trigger levels previously notified are superseded by the levels indicated in the Annex to this notice. The definitions of these products were provided in the Notice of Safeguard Action published in the Federal Register, at 60 FR 427 (Jan. 4, 1995).

Issued at Washington, DC, this 14th day of May 2019.

Ken Isley,

Administrator,

Foreign Agricultural Service.

Product	2019 Quantity-based Safeguard Trigger		
	Trigger Level	Unit	Period
Beef	283,562	MT	Jan 1, 2019 - Dec 31, 2019
Mutton	5,173	MT	Jan 1, 2019 - Dec 31, 2019
Cream	1,775,302	Liters	Jan 1, 2019 - Dec 31, 2019
Evaporated or Condensed Milk	5,107,390	Kilograms	Jan 1, 2019 - Dec 31, 2019
Nonfat Dry Milk	1,338,088	Kilograms	Jan 1, 2019 - Dec 31, 2019
Dried Whole Milk	11,375,584	Kilograms	Jan 1, 2019 - Dec 31, 2019
Dried Cream	15,550	Kilograms	Jan 1, 2019 - Dec 31, 2019
Dried Whey/Buttermilk	190,021	Kilograms	Jan 1, 2019 - Dec 31, 2019
Butter ¹	52,867,302	Kilograms	Jan 1, 2019 - Dec 31, 2019
Butteroil	11,186,023	Kilograms	Jan 1, 2019 - Dec 31, 2019
Chocolate Crumb	10,418,615	Kilograms	Jan 1, 2019 - Dec 31, 2019
Lowfat Chocolate Crumb	111,129	Kilograms	Jan 1, 2019 - Dec 31, 2019
Animal Feed Containing Milk	1,203,666	Kilograms	Jan 1, 2019 - Dec 31, 2019
Ice Cream	8,729,991	Liters	Jan 1, 2019 - Dec 31, 2019
Dairy Mixtures	15,957,596	Kilograms	Jan 1, 2019 - Dec 31, 2019
Infant Formula Containing Oligosaccharides	4,277,333	Kilograms	Jan 1, 2019 - Dec 31, 2019
Blue Cheese	4,187,603	Kilograms	Jan 1, 2019 - Dec 31, 2019
Cheddar Cheese	10,185,298	Kilograms	Jan 1, 2019 - Dec 31, 2019
American-Type Cheese	457,283	Kilograms	Jan 1, 2019 - Dec 31, 2019
Edam/Gouda Cheese	9,108,231	Kilograms	Jan 1, 2019 - Dec 31, 2019
Italian-Type Cheese	21,377,716	Kilograms	Jan 1, 2019 - Dec 31, 2019
Swiss Cheese with Eye Formation	28,612,344	Kilograms	Jan 1, 2019 - Dec 31, 2019
Gruyere Process Cheese	3,808,613	Kilograms	Jan 1, 2019 - Dec 31, 2019

NSPF Cheese	49,699,313	Kilograms	Jan 1, 2019 - Dec 31, 2019
Lowfat Cheese	417,180	Kilograms	Jan 1, 2019 - Dec 31, 2019
Peanut Butter/Paste	4,327	MT	Jan 1, 2019 - Dec 31, 2019
Peanuts ¹	40,078	MT	April 1, 2018 - Mar 31, 2019
	29,060	MT	April 1, 2019 - Mar 31, 2020
Raw Cane Sugar ¹	574,933	MT	Oct 1, 2018 - Sept 30, 2019
	891,834	MT	Oct 1, 2019 - Sept 30, 2020
Refined Sugars and Syrups ¹	396,386	MT	Oct 1, 2018 - Sept 30, 2019
	185,800	MT	Oct 1, 2019 - Sept 30, 2020
Articles over 65% Sugar	405	MT	Oct 1, 2018 - Sept 30, 2019
	429	MT	Oct 1, 2019 - Sept 30, 2020
Articles over 10% Sugar	8,028	MT	Oct 1, 2018 - Sept 30, 2019
	9,189	MT	Oct 1, 2019 - Sept 30, 2020
Blended Syrups	362	MT	Oct 1, 2018 - Sept 30, 2019
	403	MT	Oct 1, 2019 - Sept 30, 2020
Sweetened Cocoa Powder	111	MT	Oct 1, 2019 - Sept 30, 2020
	261	MT	Oct 1, 2018 - Sept 30, 2019
Mixes and Doughs	243	MT	Oct 1, 2018 - Sept 30, 2019
	436	MT	Oct 1, 2019 - Sept 30, 2020
Mixed Condiments and Seasonings	473	MT	Oct 1, 2018 - Sept 30, 2019
	353	MT	Oct 1, 2019 - Sept 30, 2020
Short Staple Cotton ²	2,592,880	Kilograms	Sep 20, 2018 - Sep 19, 2019
	2,210,629	Kilograms	Sep 20, 2019 - Sep 19, 2020
Harsh or Rough Cotton	32,958	Kilograms	Aug 1, 2018 - July 31, 2019
	32,968	Kilograms	Aug 1, 2019 - July 31, 2020
Medium Staple Cotton	8,333	Kilograms	Aug 1, 2018 - July 31, 2019
	8,404	Kilograms	Aug 1, 2019 - July 31, 2020
Extra Long Staple Cotton	722,750	Kilograms	Aug 1, 2018 - July 31, 2019
	700,495	Kilograms	Aug 1, 2019 - July 31, 2020
Cotton Waste ²	1,019,017	Kilograms	Sep 20, 2018 - Sep 19, 2019
	1,050,003	Kilograms	Sep 20, 2019 - Sep 19, 2020
Cotton Processed but not Spun ²	198,226	Kilograms	Sep 11, 2018 - Sep 10, 2019
	211,509	Kilograms	Sep 11, 2019 - Sep 10, 2020

¹ Includes change in U.S. consumption.

² 12-month period from October to September.

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